

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

Bail Appl..No. 4899 of 2007()

CRIME NO.5/07 OF KUTTAMPUZHA EXCISE RANGE

: PETITIONER/IST ACCUSED

SHAJI, S/O.LUKOSE, PALLAMPILLI HOUSE,
KUTTAMPUZHA.

BY ADV. SRI.PEYUS A.KOTTAM

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY EXCISE RANGE OFFICER,
KUTTAMPUZHA EXCISE RANGE,
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.(INVESTIGATING OFFICER IN CRIME 5/2007
OF KUTTAMPUZHA EXCISE RANGE)

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 13/08/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

B.A.No.4899 of 2007

Dated this the 13th day of August, 2007

ORDER

Application for regular bail. The petitioner is the 1st accused. He along with the 2nd accused was allegedly found to be in possession of 25 litres of arrack and utensils for illicit distillation on 25.06.2007. He was arrested and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has no history of any criminal antecedents. The co-accused has already been enlarged on bail, it is submitted.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner, who has remained in custody from 25.06.07, can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all

Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-